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September 27, 2004

TO: Examiner Yu (TC1600)**GROUP: 1642****FAX NUMBER: 703-872-9306****ATTORNEY DOCKET NO.: DEX-0291****SERIAL NO.: 09/989,920****FILED: November 21, 2001****NUMBER OF PAGES: -10-**

MESSAGE: Attached please find Combined Amendment & Petition for Extension of Time Transmittal Letter; Reply to the Office Action mailed July 27, 2004; USPTO Credit Card payment form authorizing payment in the amount of \$110.00 for extension of time filing fee; and Certificate of Transmission by Facsimile.

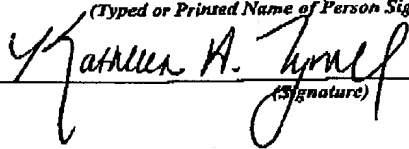
Kathleen A. Tyrrell, Registration No. 38,350**URGENT! PLEASE DELIVER IMMEDIATELY UPON RECEIPT. THANK YOU!**

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If you have any questions, or did not receive the proper number of pages, or had trouble during transmission, please call 856-810-1515.

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. DEX-0291
Applicant(s): Macina et al.			
Application No. 09/989,920	Filing Date November 21, 2001	Examiner Yu, Misook	Group Art Unit 1642
Invention: Compositions and Methods Relating to Lung Specific Genes and Proteins			
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I hereby certify that this <u>Reply to Restriction Requirement & Petition for Extension of Time</u> <small>(Identify type of correspondence)</small>			
is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)			
on <u>September 27, 2004</u> <small>(Date)</small>			
<u>Kathleen A. Tyrrell</u> <small>(Typed or Printed Name of Person Signing Certificate)</small>			
 <small>(Signature)</small>			
Note: Each paper must have its own certificate of mailing.			

P18/REV02

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.
DEX-0291

In Re Application Of: **Macina et al.**

Application No. 09/989,920	Filing Date November 21, 2001	Examiner Yu, Misook	Customer No. 32800	Group Art Unit 1642	Confirmation No. 2846
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Invention: **Compositions and Methods Relating to Lung Specific Genes and Proteins**
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SEP 27 2004

COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of July 27, 2004 in the above-identified application.
Date

The requested extension is as follows (check time period desired):

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: August 28, 2004 until: September 27, 2004
Date *Date*

The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	19 -	20 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0	x \$86.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$110.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$110.00

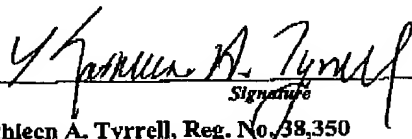
P28LARGE/REV04

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**Docket No.
DEX-0291

The fee for the amendment and extension of time is to be paid as follows:

- ☐ A check in the amount of **\$110.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. _____ in the amount of **\$110.00**
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **50-1619**
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-1619**
- ☒ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Kathleen A. Tyrrell, Reg. No. 38,350

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Dated: September 27, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] o.

(Date)

Signature of Person Mailing Correspondence

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cc:

P28LARGE/REV04